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FACSIMILE TRANSMITTAL LETTER

Attorney Docket No.	Serial No.
151P11332US01	10/698,952


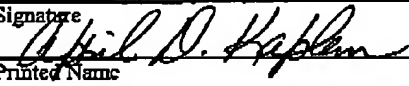
MS: Amendment
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TOTAL NO. OF PAGES: 4
Sent to Facsimile No.: 571-273-8300
Examiner Phone No.: 571-272-3383

In re Application of:	Ari Moskowitz		
Serial No.:	10/698,952	Examiner:	Bhisma Mehta
Confirmation No.:	8828	Art Unit:	3767
Filed:	October 30, 2003		
For:	APPARATUS AND METHOD FOR CATHETERIZING THE DURA OF A PATIENT USING A DURAL PATCH		
We are transmitting the following documents:			
Facsimile Transmittal Letter [1 page] Response to Restriction Requirement [3 pages]			

Please charge Deposit Account 50-0549 for any fees under 37 CFR §1.16 and §1.17 that may be required during the pendency of this application. This authorization includes the fee for any extension of time under 37 CFR §1.136(a) that may be necessary. To the extent any such extension should become necessary it is hereby requested.

Respectfully submitted,

Registration No. 28,052	Direct Dial 612-331-7405	
Date: July 5, 2006	William D. Bauer	
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Date July 5, 2006	Printed Name April D. Kaplan	
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PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Ari Moskowitz.	Examiner:	Bhisma Mehta
Serial No.:	10/698,952	Group Art Unit:	3767
Filed:	October 30, 2003	Confirmation No.:	8828
Docket No.:	151-P-11332US01		
Title:	APPARATUS AND METHOD FOR CATHETERIZING THE DURA OF A PATIENT USING A DURAL PATCH		

RESPONSE TO RESTRICTION REQUIREMENT

MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Dear Sir:

This election is in response to an Office Action containing an Election/Restriction Requirement mailed June 21, 2006, carrying a shortened statutory period of response of one month expiring July 21, 2006.


Restriction

Restriction has been requested from among the following Groups of claims:

Group I: Claims 1-9, drawn to a catheter and seal; and

Group II: Claims 10-18, drawn to a method for catheterizing the dura of a patient.

The asserted grounds for separating these groups are:

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Date: July 5, 2006	April D. Kaplan

Serial No. : 10/698,952

Inventions I and II are related as product and process of use. The inventions can be shown to be distinct if either or both of the following can be shown: (1) the process for using the product as claimed can be practiced with another materially different product or (2) the product as claimed can be used in a materially different process of using that product... In the instant case, the product as claimed can be used in a materially different process such as laparoscopic surgery.

While the claims of Group I are distinct and patentable over the claims of Group II, and vice versa, it is respectfully submitted that the invention should, nevertheless, be examined together. The two inventions are classified in Class 604 and should be searchable together.

Nevertheless, applicant elects the claims of Group I, namely claims 1-9, with traverse. Reconsideration and withdrawal of the Restriction Requirement is respectfully requested.

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Summary

Favorable examination and allowance are respectfully requested. The Examiner is encouraged to telephone the undersigned attorney if there are any questions regarding this application.

Respectfully submitted,

ARI MOSKOWITZ

Date: July 5, 2006

By: 

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